

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JOHN ROE,

Plaintiff,

Case No. 25-cv-10372
Hon. Matthew F. Leitman

v.

SEETHA MONRAD, *et al.*,

Defendants.

/

**ORDER TERMINATING DEFENDANTS' MOTION
TO DISMISS WITHOUT PREJUDICE (ECF No. 13)**

On February 7, 2025, Plaintiff John Roe filed this action against the Defendants. (See Compl., ECF No. 1; Am. Compl., ECF No. 4.) The Defendants thereafter filed a motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6), for judgment on the pleadings under Rule 12(c), and for summary judgment under Rule 56. (See Mot., ECF No. 13.)

On April 29, 2025, without expressing any view regarding the merits of the motion, the Court issued an order granting Roe leave to file a Second Amended Complaint in order to remedy the alleged deficiencies in his claims. (See Order, ECF No. 14.) The Court informed the parties that if Roe provided notice that he intended to file a Second Amended Complaint, the Court would terminate Defendants' motion to dismiss without prejudice. (See *id.*)

On May 13, 2025, Roe filed a notice with the Court in which he said that he will be filing a Second Amended Complaint. (*See* Notice, ECF No. 15.) Accordingly, the Court **TERMINATES** the Defendants' currently-pending motion to dismiss (ECF No. 13) **WITHOUT PREJUDICE AS MOOT**. The Defendants may file a renewed motion directed at the Second Amended Complaint if they believe that such a motion is appropriate after reviewing that pleading.

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: May 14, 2025

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on May 14, 2025, by electronic means and/or ordinary mail.

s/Holly A. Ryan

Case Manager

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